

Carlos Hernández
Mayor

Isis Garcia-Martinez
Council President

Luis González
Council Vice President



Council Members
Jose F. Caragol
Vivian Casáls-Muñoz
Katharine E. Cue-Fuente
Paul B. Hernández
Lourdes Lozano

City Council Minutes/Summary Agenda August 11, 2015 7:00 P.M.

Call to Order – **Council President Garcia-Martinez called meeting to order at 7:06 P.M.**

Roll Call-

- **Council Members Present:**

- **Council President Isis Garcia-Martinez**
- **Council Vice President Luis Gonzalez**
- **Councilman Jose Caragol**
- **Councilwoman Vivian Casáls-Muñoz**
- **Councilwoman Katharine Cue-Fuente**
- **Councilman Paul Hernandez**
- **Councilwoman Lourdes Lozano**

- **Also present were:**

- **Carlos Hernandez, Mayor**
- **Lorena Bravo, City Attorney**
- **Marbelys Fatjo, City Clerk**

Invocation given by Marbelys Fatjo, City Clerk

Pledge of Allegiance led by Councilwoman Lourdes Lozano

Meeting Guidelines

The following guidelines have been established by the City Council:

➤ **ALL LOBBYISTS MUST REGISTER WITH THE CITY CLERK**

- As a courtesy to others, please refrain from using cellular telephones or other similar electronic devices in the Council Chamber.
- A maximum of three (3) speakers in favor and three (3) speakers in opposition will be allowed to address the Council on any one item. Each speaker's comments will be limited to three (3) minutes.
- No signs or placards, in support of or in opposition to an item or speaker, shall be permitted within the Council Chamber.

- Members of the public may address the City Council on any item pertaining to City business during the Comments and Questions portion of the meeting. A member of the public is limited to one appearance before the City Council and the speaker's comments will be limited to three (3) minutes.

The meeting guidelines were read into the record by the City Clerk in English and by Maricarmen Lopez, Administrative Aide, Office of the City Clerk, in Spanish.

Presentations –

REPORT: Councilman Hernandez presented the certificates.

- Presentation of a Certificate of Appreciation by Councilman Hernandez to Meghan Martinez for her crucial involvement and tireless efforts in establishing the Leah Arts District and ensuring the success of the #HialeahNow. (COUNCILMAN HERNANDEZ) **PRESENTED**
- Presentation of a Certificate of Appreciation by Councilman Hernandez to Christopher Fraga for directing Home Depot's considerate partnership and for his support towards the Leah Arts District's #HialeahNow block party. (COUNCILMAN HERNANDEZ) **PRESENTED to Tiffany Ray Wolfer**
- Presentation of a Certificate of Appreciation by Councilman Hernandez to Tiffany Ray Wolfer for directing Home Depot's considerate partnership and for her support towards the Leah Arts District's #Hialeah Now block party. (COUNCILMAN HERNANDEZ) **PRESENTED**
- Presentation of a Certificate of Appreciation by Councilman Hernandez to Carlos Lainez for his commitment to promoting the arts in the City of Hialeah and for his dedication to the Leah Arts District. (COUNCILMAN HERNANDEZ) **PRESENTED**
- Presentation of a Certificate of Appreciation by Councilman Hernandez to Jenny Lee Molina for her unwavering willingness to contribute to the City of Hialeah, her assistance with the development of the vision for the Leah Arts District, and for her essential role in coordinating and ensuring the success of the #HialeahNow. (COUNCILMAN HERNANDEZ) **PRESENTED**

1. Announcement of Amendments/Corrections to the Agenda –

- Item PP has been withdrawn from today's agenda.
- Item AAA has been added to today's agenda.
- A letter from David S. Dee regarding the City's Franchise Agreement with Progressive, the Exclusive Franchise Agreement, and a list of key dates have been added as backup documentation to Item 3 and have been placed on the dais for your review.
- Exhibit 1 and backup documentation for Item 6 has been placed on the dais for your review.

2. Consent Agenda-

All items listed with letter designations are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember, the Mayor or a resident so requests, in which case the item will be removed from the consent agenda and considered along with the regular order of business.

REPORT: Council Vice President Gonzalez requested separate discussion on Item B.

REPORT: Motion to Approve the Consent Agenda, except Item B, made by Councilwoman Cue-Fuente, and seconded by Councilman Hernandez. Motion passed (7-0).

- A. Request permission to approve the Summary Agenda/Minutes of the City of Hialeah Council Meeting held on June 23, 2015. (OFFICE OF THE CITY CLERK) **APPROVED (7-0).**
- B. Proposed resolution supporting the Miami-Dade County's Legislative Initiative to have a study conducted on the Cooling Canal System at the Turkey Point Power Plant about issues including, but not limited to, salinity levels, temperature levels, and migration of the plume of cooling canal water in groundwaters. (COUNCIL VICE PRESIDENT GONZALEZ) **APPROVED (7-0) RESOLUTION NO. 2015-098.**

REPORT: Motion to Approve Item B, made by Council Vice President Gonzalez, and seconded by Councilwoman Cue-Fuente. Motion passed (7-0).

- C. Report of Scrivener's Error – Item C of the City Council Meeting held on June 23, 2015 was approved with the incorrect total expenditure amount. The City Council approved to increase purchase order # 2015-1070, issued to State Contracting & Engineering Corporation, for additional items requested by the Hialeah Educational Academy and the Hialeah Building Department at the time of inspection, by an additional amount of \$23,729, for a new total cumulative amount not to exceed \$1,206,730. Item C has been amended to reflect that the Construction and Maintenance Department has requested an additional \$15,000 for any unforeseen items that may arise during the final inspections and close out of the project, *for a new total cumulative amount not to exceed \$1,221,730.* (OFFICE OF THE CITY CLERK) **APPROVED (7-0).**
- D. Report of Scrivener's Error – Item 4 of the City Council Meeting held on February 24, 2015 was approved with incorrect tax amounts (LAW DEPT.):

Business Tax Receipt number 722213. Coffeeshops* (without seating) with less than 50 square feet of service area. No beer, wine or alcoholic beverages sold, offered for sale, delivered or served, located on page 26 of the ordinance, was approved as ~~50.00~~ 75.00. The item should read 75.00.

Business Tax Receipt number 621610. Home Health Care Services Per doctor, each, located on page 23 of the ordinance, was approved as ~~100.00~~. The item should read 100.00. **APPROVED (7-0).**
- E. Request from Eventus for a street closure permit to hold the Latin Grammy Street Party on West 16th Avenue, from West 37 Street to West 42 Street, allowing eastbound and westbound traffic on both 37th and 42nd Street, from 11:59 p.m. on Saturday, November 7, 2015 until

11:59 p.m. on Sunday, November 8, 2015, in accordance with recommendations from the Police and Fire Departments. (OFFICE OF THE CITY CLERK) **APPROVED (7-0).**

- F. Request permission to increase purchase order #2015-1207, since it is advantageous to the City in that additional work to the fire alarm system and the installation of three relay modules are necessary, issued to AGC Electric, Inc., for the renovation of the Milander Recreation Center, by an additional amount of \$1,895.00, and further request permission for an additional \$5,000.00 for any unforeseen conditions that may arise during the remaining course of construction, for a new total cumulative amount not to exceed \$111,194.19. On February 10, 2015 the City Council awarded Hialeah Bid # 2014/15-3230-00-021-Milander Recreation Center Renovation-Electrical and Fire Alarm to this vendor, lowest responsive bidder. (CONSTRUCTION & MAINTENANCE DEPT.) **APPROVED (7-0).**
- G. Request permission to utilize Broward County Bid No. M1110901B1-Disaster Debris Monitoring Services, and enter into an agreement with Tetra Tech, Inc., for an initial term of one (1) year, for the service of emergency debris monitoring, with the services being paid for by the City at the hourly rates listed on the Compensation Schedule provided in Exhibit "B" of the agreement. (DEPT. OF EMERGENCY MANAGEMENT) **APPROVED (7-0).**
- H. Request permission to utilize City of Miami Beach Contract for Emergency Management Administrative Support Services (RFP # 65-2013TC), a competitively bid governmental contract, and enter into an agreement with Tidal Basin Government Consulting, LLC, for an initial term of one (1) year, for emergency management administrative support services, with the services being paid for by the City at the productive hourly rates listed in Exhibit "C" of the agreement. (DEPT. OF EMERGENCY MANAGEMENT) **APPROVED (7-0).**
- I. Request permission to utilize the City of Plantation Contract for Emergency Debris Management Request for Competitive Proposals (RFCP 040-11), a competitively bid governmental contract, and enter into an agreement with Bergeron Emergency Services, Inc., for an initial term of one (1) year, for emergency debris management services, with the services being paid for by the City at the rates listed in Exhibit "A" of the agreement. (DEPT. OF EMERGENCY MANAGEMENT) **APPROVED (7-0).**
- J. Request permission waive competitive bidding, since it is advantageous to the City, and increase purchase order # 2015-34, issued to Peterson's Harley-Davidson of Miami, LLC., to purchase parts and accessories for police motorcycles, by an additional amount of \$10,000, for a new total cumulative amount not to exceed \$25,000. (FLEET MAINTENANCE DEPT.) **APPROVED (7-0).**
- K. Request permission to utilize Miami-Dade County Bid #5745-2/14-2, a competitively bid governmental contract, and increase purchase order # 2015-53, issued to Hunt Incorporated d/b/a Thermo King of Miami, for air conditioner repairs to City rescue vehicles, by an additional amount of \$10,000, for a new total cumulative amount not to exceed \$25,000. (FLEET MAINTENANCE DEPT.) **APPROVED (7-0).**
- L. Request permission to utilize Miami-Dade County Bid #5745-2/14-2, a competitively bid governmental contract, and increase purchase order # 2015-243, issued to TPH Acquisition LLLP d/b/a The Parts House, to purchase automotive parts and accessories for City vehicles,

by an additional amount of \$15,000, for a new total cumulative amount not to exceed \$45,000. (FLEET MAINTENANCE DEPT.) **APPROVED (7-0).**

- M.** Request permission waive competitive bidding, since it is advantageous to the City, and increase purchase order # 2015-237, issued to Southern Sewer Equipment Sales and Service, Inc., to purchase truck parts and accessories for City vehicles, by an additional amount of \$15,000, for a new total cumulative amount not to exceed \$45,000. (FLEET MAINTENANCE DEPT.) **APPROVED (7-0).**
- N.** Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order # 2015-260, issued to Tropic Oil Company, to purchase oil and lubricants for City vehicles, by an additional amount of \$25,000, for a new total cumulative amount not to exceed \$110,000. (FLEET MAINTENANCE DEPT.) **APPROVED (7-0).**
- O.** Request permission to utilize Miami-Dade County Bid # 5745-2/14-2, a competitively bid governmental contract, and increase purchase order # 2015-256, issued to Florida Transportation Systems, Inc., to purchase bus parts and accessories for the City's Blue Bird buses, by an additional amount of \$20,000, for a new total cumulative amount not to exceed \$90,000. (FLEET MAINTENANCE DEPT.) **APPROVED (7-0).**
- P.** Request permission to utilize Miami-Dade County Bid # 5745-2/14-2, a competitively bid governmental contract, and increase purchase order # 2015-244, issued to Rechten International Trucks, Inc., to purchase truck parts and accessories for City vehicles, by an additional amount of \$20,000, for a new total cumulative amount not to exceed \$100,000. (FLEET MAINTENANCE DEPT.) **APPROVED (7-0).**
- Q.** Request permission to utilize Miami-Dade County Bid #5745-2/14-2, a competitively bid governmental contract, and increase purchase order # 2015-255, issued to Electric Sales and Services, Inc., to purchase starters and alternators for City's trucks and vehicles, by an additional amount of \$10,000, for a new total cumulative amount not to exceed \$30,000. (FLEET MAINTENANCE DEPT.) **APPROVED (7-0).**
- R.** Proposed resolution authorizing the Mayor or his designee on behalf of the City of Hialeah, Florida, to submit to the United States Department of Housing and Urban Development (HUD), the Five (5)-Year Strategic Plan of the City of Hialeah covering the period from October 1, 2015 through September 30, 2020, including amendments and revisions thereto, and to execute any and all agreements, certifications and assurances in furtherance of the programs in accordance with HUD regulations. (DEPT. OF GRANTS & HUMAN SERVICES) **APPROVED (7-0) RESOLUTION NO. 2015-099.**
- S.** Proposed resolution authorizing the Mayor or his designee on behalf of the City of Hialeah, Florida, to submit to the United States Department of Housing and Urban Development (HUD), the Action Plan for fiscal year 2015-2016, including amendments and revisions thereto, and to execute any and all agreements, certifications and assurances in furtherance of the programs in the Action Plan in accordance with the US HUD Regulations. (DEPT. OF GRANTS & HUMAN SERVICES) **APPROVED (7-0) RESOLUTION NO. 2015-100.**

- T. Proposed resolution authorizing the Mayor and/or his designee to receive a direct award and to execute any and all documents from the United States Department of Justice, Bureau of Justice Assistance, under the fiscal year 2015 Edward Byrne Memorial Justice Assistance Grant Program, for the total amount of \$55,939.00, for the procurement of police patrol vehicles; and further authorizing the establishment of a separate interest bearing trust account designated for this program. (DEPT. OF GRANTS & HUMAN SERVICES) **APPROVED (7-0) RESOLUTION NO. 2015-101.**
- U. Request permission to ratify the purchase made by the Parks and Recreation Department of football equipment, which included jerseys, flags and footballs for the Parks and Recreation Department's Flag Football Park League, from NFL Flag Powered by USA Football, a program of NFL Play 60, sole source vendor, with the City's American Express Credit Card, in a total cumulative of \$16,420. (PARKS AND RECREATION DEPT.) **APPROVED (7-0).**
- V. Request permission to ratify the Mayor's decision to enter into an agreement with Public Financial Management, Inc., for the procurement of professional services related to financial planning, budget and strategic advice and planning, policy development and services related to debt issuance, in a total cumulative amount no to exceed \$90,000, with the cost of financial modeling and budget drivers' diagnostic being \$45,000 and the cost of options to create a sustainable budget being \$45,000, in addition to services related to bond, loan or direct-placement in a total amount of \$25,000 to be paid at closing, per series of bonds, included in the bond issuance cost. (OFFICE OF MANAGEMENT AND BUDGET) **APPROVED (7-0).**
- W. Proposed resolution authorizing the Mayor and the City Clerk, on behalf of the City, to enter into and execute a Mutual Aid Agreement with Miami-Dade County, Florida, for the purpose of coordinating law enforcement planning, operations, and mutual aid benefit between the City of Hialeah, and Miami-Dade County, Florida from the effective date of the agreement through January 1, 2025, attached hereto as Exhibit "A". (POLICE DEPT.) **APPROVED (7-0) RESOLUTION NO. 2015-102.**
- X. Proposed resolution authorizing the Mayor and the City Clerk, as attesting witness, on behalf of the City, to enter into an Interlocal Agreement with Miami-Dade County, Florida, for the continual operation of the 911 System and the collection of service fees thereof. (POLICE DEPT.) **APPROVED (7-0) RESOLUTION NO. 2015-103.**
- Y. Proposed resolution authorizing the Mayor and the City Clerk, as attesting witness, on behalf of the City of Hialeah, to enter into an Interlocal Agreement with Miami-Dade County, to authorize the City of Hialeah to participate in the E-Citation Integration Services operated by the Miami-Dade Clerk of Courts, in substantial conformity with the agreement attached hereto and made a part hereof as Exhibit "1"; providing for an effective date. (POLICE DEPT.) **APPROVED (7-0) RESOLUTION NO. 2015-104.**
- Z. Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order # 2015-750, to continue the replacement of damaged trees, by an additional amount of \$10,000, for a new total cumulative amount not to exceed \$24,500. (STREETS DEPT.) **APPROVED (7-0).**

- AA.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to P & J Striping Inc., vendor providing the lowest quotation, for the service of striping West 17 Avenue from West 74 Street to 76 Street, and West 74 Street from 16 Avenue to 17 Avenue, in a total cumulative amount not to exceed \$2,243.90. (STREETS DEPT.) **APPROVED (7-0).**
- BB.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to P & J Striping Inc., vendor providing the lowest quotation, for the service of striping West 18 Avenue from West 72 Street to 75 Street, and West 75 Street from 17 Avenue to 18 Avenue, in a total cumulative amount not to exceed \$2,402.44. (STREETS DEPT.) **APPROVED (7-0).**
- CC.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to P & J Striping Inc., vendor providing the lowest quotation, for the service of striping East 4 Avenue to 8 Avenue and East 49 Street to 56 Street, in a total cumulative amount not to exceed \$10,632.23. (STREETS DEPT.) **APPROVED (7-0).**
- DD.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to Metro Express, Inc., vendor providing the lowest quotation, for the service of area sidewalk restoration on West 64 Street from West 8 Avenue to 12 Avenue, in a total cumulative amount not to exceed \$5,987.48. (STREETS DEPT.) **APPROVED (7-0).**
- EE.** Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order # 2015-1028, issued to Eureka Farms LLC, for median landscaping, by an additional amount of \$17,500, for a new total cumulative amount not to exceed \$112,500. (STREETS DEPT.) **APPROVED (7-0).**
- FF.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to ELXSI, Inc., for the purchase of a new trailer for the Department of Public Works' T.V. Truck, in a total cumulative amount not to exceed \$260,000. (STREETS (DEPT. OF PUBLIC WORKS) **APPROVED (7-0).**
- GG.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to Hertz Equipment Rental Corporation, vendor providing the lowest quotation, for the Department of Water and Sewers' generator replacement for Pump Station 106, in a total cumulative amount not to exceed \$177,519.96. (DEPT. OF PUBLIC WORKS) **APPROVED (7-0).**
- HH.** Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order # 2015-833, issued to A & B Pipe and Supply, Inc., for the purchase of pipe, supplies and hydrants, by an additional amount of \$50,000, for a new total cumulative amount not to exceed \$100,000. (DEPT. OF PUBLIC WORKS) **APPROVED (7-0).**
- II.** Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order # 2015-830, issued to Lehman Pipe and Plumbing Supply Inc., for the purchase of pipe, supplies and hydrants, by an additional amount of \$50,000, for a new total cumulative amount not to exceed \$100,000. (DEPT. OF PUBLIC WORKS) **APPROVED (7-0).**

- JJ.** Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order # 2015-826, issued to Ferguson Enterprises, Inc., for the purchase of pipe, supplies and hydrants, by an additional amount of \$50,000, for a new total cumulative amount not to exceed \$100,000. (DEPT. OF PUBLIC WORKS) **APPROVED (7-0).**
- KK.** Request permission to issue a purchase order to SRS Engineering, Inc., one of the firms approved by the City Council on June 8, 2010 for City engineering services, for the project management, redesign, and preparation of construction documents for the expansion to the pump station's wet well in order to increase future pump station capacity and a connection between Miami Dade Water and Sewers Department Pump Station 418 and the City's Pump Station 200, in a total cumulative amount not to exceed \$144,200, of which \$69,000 will be paid by Miami Dade Water and Sewers Department. (DEPT. OF PUBLIC WORKS) **APPROVED (7-0).**
- LL.** Request permission to issue a purchase order to Milian, Swain and Associates, Inc., one of the firms approved by the City Council on June 8, 2010 for City engineering services, to provide an engineering assessment of the City's Water and Sewers operations, maintenance and repair practices, in a total cumulative amount not to exceed \$100,000. (DEPT. OF PUBLIC WORKS) **APPROVED (7-0).**
- MM.** Request permission to issue a purchase order to Hazen and Sawyer P.C., one of the firms approved by the City Council on June 8, 2010 for City engineering services, for the service of assisting in the development of a comprehensive Geographic Information System (GIS) based sewer atlas for the City's wastewater collection and transmission systems, in a total cumulative amount not to exceed \$129,500. (DEPT. OF PUBLIC WORKS) **APPROVED (7-0).**
- NN.** Request permission to issue a purchase order to Hazen and Sawyer P.C., one of the firms approved by the City Council on June 8, 2010 for City engineering services, for the development of the City's Plan of Compliance as received by the Miami-Dade County new Consent Decree, in a total cumulative amount not to exceed \$286,100. (DEPT. OF PUBLIC WORKS) **APPROVED (7-0).**
- OO.** Request permission to utilize the pricing of the Florida Sheriffs Association & Florida Association of Counties, ¾ Ton 4-Door Crew Cab Pickup Truck – 4X2, Specification #53, 2015 Chevrolet Silverado 2500 HD (CC25943), and issue a purchase order to Autonation Enterprises Incorporated, for the purchase of six (6) 2015 Chevrolet Silverado 2500 HD, of which 5 will be assigned to the Department of Water and Sewers and 1 donated to the Construction and Maintenance Department) and sixteen (16) 2015 Chevrolet Silverado 1500, of which 12 will assigned to the Department of Water and Sewers and 4 will be donated to the Department of Construction and Maintenance) in a total cumulative amount not to exceed \$439,770. (DEPT. OF PUBLIC WORKS) **APPROVED (7-0).**
- PP.** ~~Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order # 2015-142, issued to Jorge Leon Car Wash, for car wash services for City vehicles and buses, by an additional amount of \$19,500, for a new total cumulative amount not to exceed \$34,500. (FLEET MAINTENANCE DEPT.)~~ **WITHDRAWN.**

- QQ.** Request permission to increase purchase order # 2015-1205, since it is advantageous to the City, issued to Marrero Group Builders, LLC, for additional work towards the framing, drywall and acoustical ceilings for the Milander Recreation Center renovation, by an additional amount of \$11,000, for a new total cumulative amount not to exceed \$38,100. On February 10, 2015 the City Council awarded the framing/drywall and acoustical ceilings for this project to this vendor, lowest responsive bidder, pursuant to Hialeah Bid # 2014/15-3230-00-023 (CONSTRUCTION AND MAINTENANCE DEPT. AND GRANTS AND HUMAN SERVICES DEPT.) **APPROVED (7-0).**
- RR.** Request permission to increase purchase order # 2015-1208, since it is advantageous to the City, issued to D-Elite Floors of Miami, Inc., for vinyl, ceramic and porcelain tile for the Milander Recreation Center renovation, by an additional amount of \$2,455, for a new total cumulative amount not to exceed \$25,452. On February 10, 2015 the City Council awarded the vinyl, ceramic and porcelain tile project to this vendor, lowest responsive bidder, pursuant to Hialeah Bid # 2014/15-3230-00-022 (CONSTRUCTION AND MAINTENANCE DEPT. AND GRANTS AND HUMAN SERVICES DEPT.) **APPROVED (7-0).**
- SS.** Request permission to increase purchase order # 2015-811, since it is advantageous to the City, issued to VisualScape, Inc., for additional landscape material for the parking lot on the west side of the Garden of Arts, by an additional amount of \$84,960, for a new total cumulative amount not to exceed \$630,300. On November 13, 2014 the City Council awarded the Landscaping project to this vendor, sole responsive bidder, pursuant to Hialeah Bid # 2014/15-3230-00-020. (CONSTRUCTION AND MAINTENANCE DEPT. AND GRANTS AND HUMAN SERVICES DEPT.) **APPROVED (7-0).**
- TT.** Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order # 2015-165, issued to Power Truck Repair, Inc., for City truck service and repairs, by an additional amount of \$15,000, for a new total cumulative amount not to exceed \$30,000. (FLEET MAINTENANCE DEPT.) **APPROVED (7-0).**
- UU.** Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order # 2015-236, issued to Gus Machado Ford, Inc., to purchase Ford replacement parts for City vehicles at cost plus an 8%, by an additional amount of \$15,000 for a new total cumulative amount not to exceed \$60,000. (FLEET MAINTENANCE DEPT.) **APPROVED (7-0).**
- VV.** Request permission to increase purchase order # 2015-148, since it is advantageous to the City, issued to Trimline Graphics International, Inc., to purchase and apply decals for City of Hialeah Police vehicles, by an additional amount of \$5,000, for a new total cumulative amount not to exceed \$20,000. (FLEET MAINTENANCE DEPT.) **APPROVED (7-0).**
- WW.** Request permission to renew the contract with Rainbow Window Tinting Inc., for one (1) year commencing on March 28, 2015 and ending on March 27, 2016. On March 27, 2012 the City Council awarded Hialeah Bid # 2011/12-3220-36-038-Furnish & Install Emergency Vehicle Equipment-Fire & Police to this vendor, lowest responsive bidder. Further request permission to increase purchase order # 2015-257, since it is advantageous to the City, issued to Rainbow Window Tinting Inc., to purchase emergency equipment and supplies for City vehicles, by an

additional amount of \$30,000, for a new total cumulative amount not to exceed \$115,000. (FLEET MAINTENANCE DEPT.) **APPROVED (7-0).**

XX. Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to Dossier Systems, Inc., to upgrade the City's current Fleet Maintenance software system, Dossier System, in a total cumulative amount not to exceed \$48,000, which includes licensing of users, migrating the current data and three (3) days of onsite training. (INFORMATION TECHNOLOGY DEPT.) **APPROVED (7-0).**

YY. Request permission to increase purchase order # 2015-358, since it is advantageous to the City, issued to Medina Brothers Plumbing Supplies, Inc., for the purchase of plumbing supplies, by an additional amount of \$5,000, for a new total cumulative amount not to exceed \$20,000. (CONSTRUCTION AND MAINTENANCE DEPT.) **APPROVED (7-0).**

ZZ. Request permission waive competitive bidding, since it is advantageous to the City, and increase purchase order # 2015-179, issued to Manuel Ledoux, Inc, for car wash services for City vehicles and trucks, by an additional amount of \$5,000, for a new total cumulative amount not to exceed \$20,000. (FLEET MAINTENANCE DEPT.) **APPROVED (7-0).**

AAA. Proposed resolution committing additional approved U.S. Department of Housing and Urban Development, Home Set-Aside Funds allocated for Community Housing Development Organizations (CHDO) from fiscal year 2013 in an amount not to exceed \$45,247.50, in connection with the completion of 6 units of affordable housing to Spinal Cord Living Assistance Development (SCLAD), Inc.; and authorizing the Mayor, and the City Clerk, as attesting witness, on behalf of the City, to enter into an agreement with SCLAD governing the use of the funds towards completion of the affordable housing units. (DEPT. OF GRANTS & HUMAN SERVICES) **APPROVED (7-0) RESOLUTION NO. 2015-105.**

- 3.** Second reading and public hearing of proposed ordinance granting an Exclusive Franchise to Progressive Waste Solutions of FL., Inc., a Florida Corporation, for the collection of residential municipal solid waste, as the company with the highest ranked best overall proposal pursuant to Request for Proposal No. 2014-15-9500-00-002, for a term beginning upon execution of the Exclusive Franchise Agreement by the parties and ending on September 30, 2019, with an automatic renewal term thereafter of five years, beginning on October 1, 2019 and ending on September 30, 2023, and subsequent renewals at the option of the parties, for a term of one year each, with a cumulative duration of all subsequent renewals after the first renewal term not exceeding a total of five years; approving the terms of the Exclusive Franchise in substantial conformity with the agreement attached hereto and made a part hereof as Exhibit "1"; and authorizing the Mayor and the City Clerk, as attesting witness, on behalf of the City, to execute the Exclusive Franchise Agreement; repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date. (DEPT. OF PUBLIC WORKS) **APPROVED AS AMENDED (7-0) ORDINANCE NO. 2015-37.**

REPORT: Juan Santana, 5601 West 10 Avenue, spoke in opposition to the approval of the item.

REPORT: Joseph Simmons Jr., President of AFSCME local 871, spoke in opposition to the approval of the item.

REPORT: David Alonso, 668 East 34 Street, Hialeah, Vice President of AFSCME local 161, spoke in opposition to the approval of the item.

REPORT: Motion to Approve Item 3, made by Council Vice President Gonzalez, and seconded by Councilwoman Cue-Fuente. Motion passed (7-0).

The item was approved on first reading by the City Council on June 23, 2015.

- 3a. Proposed resolution directing the City of Hialeah Public Works Department director or the director's designee, to present to the City Council each quarterly and annual report required to be made by Progressive Solid Waste Solutions of FL, Inc, pursuant to the terms of the Exclusive Franchise Agreement for the collection of residential municipal solid waste, within a reasonable period of time not to exceed twenty (20) days from the date each report is received. (COUNCIL PRESIDENT GARCIA-MARTINEZ) **APPROVED (7-0) RESOLUTION NO. 2015-106.**

REPORT: Lorena Bravo, City Attorney, addressed the Council on this item.

REPORT: Motion to Approve Item 3a, made by Councilman Hernandez, and seconded by Councilwoman Cue-Fuente. Motion passed (7-0).

4. Second reading and public hearing of proposed ordinance authorizing the Mayor and the City Clerk, as attesting witness, on behalf of the City, to enter into a Lease Agreement between the City of Hialeah, as Landlord, and Progressive Waste Solutions of FL, Inc., a Florida Corporation, as Tenant, for use of the Solid Waste Equipment Facility located at 970 East 56 Street, Hialeah, Florida, consisting of 6,570 square feet of office space, surface parking area and equipment storage yard, more particularly described as Parcel F and Parcel J in location sketches attached to the Lease Agreement, for a term beginning on the date the Tenant begins to provide collection services to the City pursuant to the Exclusive Franchise Agreement for the collection of Residential Municipal Waste, and thereafter coterminous with the Exclusive Franchise Agreement, for an annual base rent amount of \$108,000.00 subject to an annual adjustment of three percent (3%) of the base rent or one hundred percent (100%) of any upward increase in the Consumer Price Index, whichever amount is greater, payable in equal monthly installments, in substantial conformity with the agreement attached hereto and made a part hereof as Exhibit "1"; providing penalties for violation hereof; providing for a severability clause and providing for an effective date. (DEPT. OF PUBLIC WORKS) **APPROVED (7-0) ORDINANCE NO. 2015-38.**

REPORT: Tania Garcia, 3530 West 10 Avenue, addressed the Council on the item.

REPORT: Motion to Approve Item 4, made by Council Vice President Gonzalez, and seconded by Councilman Hernandez. Motion passed (7-0).

The item was approved on first reading by the City Council on June 23, 2015.

5. Second reading and public hearing of proposed ordinance amending the Lease Agreement between the City of Hialeah, as Landlord, and City of Hialeah Education Academy, Inc., a

Florida Not-For-Profit Corporation, as Tenant, authorized pursuant to Hialeah, Fla., Ordinance 2014-16 (March 11, 2014), and in particular, amending Paragraph 1 of the Lease Agreement entitled “Premises”, to include the new building addition consisting of approximately 8,085 square feet of floor space, and amending Paragraph 3 of the Lease Agreement entitled “Base Monthly Rent”, to provide for the payment of rent for the use and occupancy of the new building addition; and authorizing the Mayor and the City Clerk, as attesting witness, on behalf of the City, to execute the First Amendment to Public Charter School Lease Agreement, in substantial form as attached hereto and made a part hereof as Exhibit "1"; repealing all ordinances in conflict herewith; providing for a severability clause; and providing for an effective date. (ADMINISTRATION) **APPROVED (7-0) ORDINANCE NO. 2015-39.**

REPORT: Tania Garcia, 3530 West 10 Avenue, addressed the Council on the item.

REPORT: Motion to Approve Item 5 made by Councilwoman Cue-Fuente, and seconded by Councilwoman Casáls-Muñoz. Motion passed (7-0).

Item was approved on first reading by the City Council on June 23, 2015.

6. First reading of proposed ordinance adopting a Text Amendment to the Future Land Use Element of the Hialeah, Fla., Comprehensive Plan 2003-2015 to include a new Transit Oriented Development Future Land Use District; repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date. (ADMINISTRATION) **APPROVED (7-0).**

REPORT: Motion to Approve Item 6, made by Councilman Hernandez, and seconded by Councilwoman Cue-Fuente. Motion passed (7-0).

7. Board Appointments –

- Proposed resolution appointing **Stephen C. Dielmann** to the Personnel Board of the City of Hialeah, as the American Federation of State, County and Municipal Employees (AFSCME) appointment, for the remainder of a two (2)-year term ending on June 26, 2016. (AFSCME) **APPROVED (7-0) ORDINANCE NO. 2015-107.**

REPORT: Motion to Approve Item 7a, made by Council Vice President Gonzalez, and seconded by Councilwoman Cue-Fuente. Motion passed (7-0).

- Proposed resolution reappointing **Jesus Tundidor** as a member of the Planning and Zoning Board for the remainder of a two (2)-year term ending on June 28, 2016. (COUNCILWOMAN CASALS-MUNOZ) **APPROVED (7-0). ORDINANCE NO. 2015-108.**

REPORT: Motion to Approve Item 7b, made by Councilwoman Casáls-Muñoz, and seconded by Councilman Hernandez. Motion passed (7-0).

8. Unfinished Business – **NONE**

9. New Business –

- **Jose Azze, 788 SE Park Drive, Hialeah, suggested the adoption of a policy to notify City residents when their water will be shut-off due to repairs.**
- **David Alonso, 668 West 34 Street, spoke regarding the adoption of a policy to notify City residents when their water will be shut-off due to repairs.**

10. Comments and Questions –

Administration of Oath to all applicants and anyone who will be speaking before the City Council on any Zoning, Land Use or Final Decision item.

Attention Applicants: Items approved by the City Council are subject to the Mayor's approval or veto. The Mayor may withhold his signature or veto the item. If the Mayor's signature is withheld, the item is not effective until the next regularly scheduled meeting. If the Mayor vetoes the item, the item is rejected unless the Council overrides the veto at the next regular meeting.

ALL WERE DULY SWORN**ZONING**

- PZ 1. First reading of proposed ordinance repealing and rescinding Hialeah, Fla., Ordinance 79-100 (August 14, 1979) which granted a Variance Permit waiving off-street parking requirements for an addition to the building of approximately 14,666 square foot; approving the release of a Unity of Title dated April 24, 1972, recorded in Official Records Book 7685, Page 595, of the Public Records of Miami-Dade County, Florida; and granting a Variance Permit to allow 48 parking spaces, where 230 are required, contra to Hialeah Code § 98-2189(4)j. **Property located at 1245 West 69th Street, Hialeah, Florida.** Repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date. (*Applicant: Leslie A. Lewis, Attorney for AT&T Florida*) **APPROVED (7-0) Second reading is scheduled for August 25, 2015.**

The City Council overturned the recommendation of denial of the Planning and Zoning Board and approved the item on June 23, 2015.

Item was postponed by the City Council on June 9, 2015 until June 23, 2015, per the applicant's request.

Item was postponed by the City Council on May 12, 2015 until May 26, 2015, per the applicant's request.

Item was postponed by the City Council on April 14, 2015 until May 12, 2015, per the applicant's request.

Item was denied by the Planning and Zoning Board on March 25, 2015.

REPORT: Motion to Approve Item PZ 1, made by Council Vice President Gonzalez, and seconded by Councilwoman Cue-Fuente. Motion passed (7-0). Second reading is scheduled for August 25, 2015.

- PZ 2. First reading of proposed ordinance rezoning property from R-1 (One Family District) to R-2 (One and Two Family Residential District) and granting a Variance Permit to allow a duplex on a substandard-sized lot having an average width of 60 feet, where at least 75 feet are required, to allow a lot coverage of 33%, where a maximum of 30% is required, and to allow a proposed west side setback of 5.82 feet, where 7.5 feet are required for accessory building, contra to Hialeah Code §§ 98-544, 98- 2056(b)(2) and 98-546. **Property located at 841 East 14 Place, Hialeah, Florida.** Repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date. (*Applicant: Eleuterio A. Perez and Nidia Perez*) **APPROVED (7-0) Second reading is scheduled for August 25, 2015.**

REPORT: Motion to Remove Item PZ 2 from table, made by Council Vice President Gonzalez, and seconded by Councilman Hernandez. Motion passed (7-0).

REPORT: Motion to Approve Item PZ 2, made by Council Vice President Gonzalez, and seconded by Councilman Hernandez. Motion passed (7-0).

Item was postponed by the City Council on June 23, 2015 until August 11, 2015 because the applicants were not present.

Item was approved by the Planning and Zoning Board on June 10, 2015.

- PZ 3. First reading of proposed ordinance rezoning property from R-1 (One Family District) to R-2 (One and Two Family Residential District) and granting a Variance Permit to allow a Duplex on each substandard-sized lot, each lot having an average width of 40 feet each, where at least 75 feet are required, to allow a total area of 5,160 square feet, more or less, where a total area of at least 7,500, is required, and to allow a proposed rear setback of 20 feet, where 25 feet are required for Accessory Building, contra to Hialeah Code §§ 98-544 and 98-547(A). **Property located at 925 East 24 Street, Hialeah, Florida.** Providing penalties for violation hereof; providing for a severability clause; and providing for an effective date. (*Horsebit Acquisitions*) **APPROVED (7-0). Second reading is scheduled for August 25, 2015.**

REPORT: Motion to Approve Item PZ 3, made by Councilman Hernandez, and seconded by Councilwoman Cue-Fuente. Motion passed (7-0).

Item was approved by the Planning and Zoning Board on June 24, 2015.

- PZ 4. First reading of proposed ordinance repealing and rescinding Hialeah, Fla., Ordinance 94-22 (March 22, 1994), granting a Variance Permit to allow fourteen parking spaces, where 20 parking spaces are required and granting a Variance Permit to allow eight parking spaces to back-out into the street provided that the eight back-out parking spaces are used exclusively by employees, where back-out into the street parking is only allowed in low density residential districts, contra to Hialeah Code § 2190. **Property located at 145 East 49 Street.** Providing penalties for violation hereof; providing for a severability clause; and providing for an

effective date. (*Francisco Dieguez, Jr.*) **POSTPONED UNTIL AUGUST 25, 2015.**
APPLICANT WAS NOT PRESENT.

REPORT: Motion to postpone PZ 4, made by Councilman Hernandez, and seconded by Councilwoman Cue-Fuente. Motion passed (7-0).

Item was approved by the Planning and Zoning Board on June 24, 2015.

PZ 5. First reading of proposed ordinance granting a Variance Permit to allow 13 parking spaces, where 18 parking spaces are required, of which 3 parking spaces will be on street parking, to allow 10 parking spaces to back-out into the street, where back-out into the street parking is only allowed in Low Density Residential Districts, and to waive all of the City of Hialeah Landscape Manual Requirements, contra to Hialeah Code §§ 98-2189(5), 98-2192(A), 98-2190 and 98-2233 on property zoned M-1 (Industrial District). **Property located at 791 West 25 Street, Hialeah, Florida.** Repealing all ordinances or parts or ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date. (*Diana Herrera/Embrace Balance LLC*) **APPROVED (7-0)**
Second reading is scheduled for August 25, 2015.

REPORT: Motion to approve PZ 5 made by Councilwoman Casáls-Muñoz, and seconded by Councilwoman Cue-Fuente. Motion passed (7-0).

Item was approved by the Planning and Zoning Board on June 24, 2015.

REPORT: The meeting was adjourned by Council President Garcia-Martinez at 8:17 p.m.

NEXT CITY COUNCIL MEETING: Tuesday, August 25, 2015 at 7:00 P.M.

NEXT CHARTER SCHOOL OVERSIGHT COMMITTEE MEETING: Tuesday, August 25, 2015 at 6:30 p.m.

Anyone wishing to obtain a copy of an agenda item should contact the Office of the City Clerk at (305) 883-5820 or visit at 501 Palm Avenue, 3rd Floor, Hialeah, Florida, between the hours of 8:30 a.m. and 5:00 p.m.

Persons wishing to appeal any decision made by the City Council, with respect to any matter considered at the meeting, will need a record of the proceedings and, for such purposes, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

An ordinance or resolution shall become effective when passed by the City Council and signed by the Mayor or at the next regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto. If the Mayor's veto is sustained, the affected ordinance or resolution does not become law and is deemed null and void.

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodations to participate in the proceeding should contact the Office of the City Clerk at (305) 883-5820 for assistance no later than seven (7) days prior to the proceeding; if hearing impaired you

may telephone the Florida Relay Service at (800) 955-8771 (TDD), (877) 955-8773 (Spanish) or (800) 955-8770 (Voice).